

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS
RECLAIM THE RECORDS and BROOK SCHREIER GANZ

DEFENDANTS
UNITED STATES DEPARTMENT OF VETERANS AFFAIRS, including its Components, the Office of General Counsel, the Veterans Benefits Administration, and the Veterans Health Administration

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
David B. Rankin, Beldock Levine & Hoffman, LLP
99 Park Avenue, PH/26th Floor
T: (212)-490-0400

ATTORNEYS (IF KNOWN)

**CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)**

5 U.S.C. §§ 552 (seeking production of agency records improperly held by United States Department of Veteran Affairs)

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No Yes Judge Previously Assigned _____

If yes, was this case Vol. Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE?

No Yes

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

		TORTS		ACTIONS UNDER STATUTES	
CONTRACT	PERSONAL INJURY	PERSONAL INJURY [] 367 HEALTHCARE/ PHARMACEUTICAL PERSONAL INJURY/PRODUCT LIABILITY	FORFEITURE/PENALTY [] 625 DRUG RELATED SEIZURE OF PROPERTY	BANKRUPTCY [] 1422 APPEAL 28 USC 158	OTHER STATUTES [] 375 FALSE CLAIMS
[] 110 INSURANCE	[] 310 AIRPLANE	[] 365 PERSONAL INJURY	[] 21 USC 881	[] 1423 WITHDRAWAL 28 USC 157	[] 376 QUI TAM
[] 120 MARINE	[] 315 AIRPLANE PRODUCT LIABILITY	[] 368 ASBESTOS PERSONAL INJURY	[] 690 OTHER	PROPERTY RIGHTS [] 1820 COPYRIGHTS	[] 400 STATE REAPPORTIONMENT
[] 130 MILLER ACT	[] 320 ASSAULT, LIBEL & SLANDER	[] 370 OTHER FRAUD		[] 1830 PATENT	[] 410 ANTITRUST
[] 140 NEGOTIABLE INSTRUMENT	[] 330 FEDERAL EMPLOYERS' LIABILITY	[] 371 TRUTH IN LENDING		[] 1840 TRADEMARK	[] 430 BANKS & BANKING
[] 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT	[] 340 MARINE PRODUCT LIABILITY	PERSONAL PROPERTY		SOCIAL SECURITY [] 1861 HIA (1395ff)	[] 450 COMMERCE
[] 151 MEDICARE ACT	[] 345 MARINE PRODUCT LIABILITY	[] 380 OTHER PERSONAL PROPERTY DAMAGE	LABOR [] 710 FAIR LABOR STANDARDS ACT	[] 1862 BLACK LUNG (923)	[] 460 DEPORTATION
[] 152 RECOVERY OF DEFANTED STUDENT LOANS (EXCL VETERANS)	[] 350 MOTOR VEHICLE PRODUCT LIABILITY	[] 385 PROPERTY DAMAGE	[] 720 LABOR/MGMT RELATIONS	[] 1863 DIWC/DIWV (405(g))	[] 470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO)
[] 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS	[] 355 MOTOR VEHICLE PRODUCT LIABILITY	[] 463 ALIEN DETAINEE	[] 740 RAILWAY LABOR ACT	[] 1864 SSID TITLE XVI	[] 480 CONSUMER CREDIT
[] 160 STOCKHOLDERS SUITS	[] 360 OTHER PERSONAL INJURY	[] 510 MOTIONS TO VACATE SENTENCE 28 USC 2255	[] 751 FAMILY MEDICAL LEAVE ACT (FMLA)	[] 1865 RSI (405(g))	[] 490 CABLE/SATELLITE TV
[] 190 OTHER CONTRACT	[] 362 PERSONAL INJURY - MED MALPRACTICE	[] 440 OTHER CIVIL RIGHTS (Non-Prisoner)	CIVIL RIGHTS [] 530 HABEAS CORPUS [] 535 DEATH PENALTY [] 540 MANDAMUS & OTHER	FEDERAL TAX SUITS [] 1870 TAXES (U.S. Plaintiff or Defendant)	[] 850 SECURITIES/ COMMODITIES/ EXCHANGE
[] 195 CONTRACT PRODUCT LIABILITY	ACTIONS UNDER STATUTES	[] 441 VOTING	IMMIGRATION [] 462 NATURALIZATION APPLICATION	[] 1871 IRS-THIRD PARTY 26 USC 7609	[] 890 OTHER STATUTORY ACTIONS
[] 196 FRANCHISE		[] 442 EMPLOYMENT	PRISONER CIVIL RIGHTS [] 550 CIVIL RIGHTS		[] 891 AGRICULTURAL ACTS
REAL PROPERTY		[] 443 HOUSING/ ACCOMMODATIONS	[] 555 PRISON CONDITION		[] 893 ENVIRONMENTAL MATTERS
[] 210 LAND CONDEMNATION		[] 445 AMERICANS WITH DISABILITIES - EMPLOYMENT	[] 560 CIVIL DETAINEE CONDITIONS OF CONFINEMENT		[] 895 FREEDOM OF INFORMATION ACT
[] 220 FORECLOSURE		[] 446 AMERICANS WITH DISABILITIES - OTHER			[] 896 ARBITRATION
[] 230 RENT LEASE & EJECTION		[] 448 EDUCATION			[] 899 ADMINISTRATIVE PROCEDURE ACT/REVIEW OR APPEAL OF AGENCY DECISION
[] 240 TORTS TO LAND					[] 950 CONSTITUTIONALITY OF STATE STATUTES
[] 245 TORT PRODUCT LIABILITY					
[] 290 ALL OTHER REAL PROPERTY					

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.
AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13?
IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint
JURY DEMAND: YES NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

(PLACE AN *x* IN ONE BOX ONLY)

<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from (Specify District)	<input type="checkbox"/> 6 Multidistrict Litigation (Transferred)	<input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge
<input type="checkbox"/> a. all parties represented						<input type="checkbox"/> 8 Multidistrict Litigation (Direct File)
<input type="checkbox"/> b. At least one party is pro se.						

(PLACE AN *x* IN ONE BOX ONLY)

1 U.S. PLAINTIFF 2 U.S. DEFENDANT 3 FEDERAL QUESTION 4 DIVERSITY
(U.S. NOT A PARTY)

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF [] 1	DEF [] 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF DEF [] 3 [] 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF [] 5	DEF [] 5
CITIZEN OF ANOTHER STATE	[] 2	[] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[] 4 [] 4	FOREIGN NATION	[] 6	[] 6

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

COURTHOUSE ASSIGNMENT

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.
DO NOT check either box if this is a PRISONER PETITION/PRISONER CIVIL RIGHTS COMPLAINT.

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN

DATE 09/17/2018 SIGNATURE OF ATTORNEY OF RECORD

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)

ADMITTED TO PRACTICE IN THIS DISTRICT

[] NO
 YES (DATE ADMITTED Mo. 03 Yr. 2007)
Attorney Bar Code #